

Liber M M fortith yeare of the Dominion of Caecilius &c came aswell the Said James Neale by Kenelm Chiseldyn his Attorney and the Said John Upgate by Robert Carvile his Attorney as the jurors of that jury likewise came to witt Thomas Griffen Thomas Cortney John Charls-worth Thomas How George Charlsworth ffrancis Hopewell John Wright Richard Bayly Cornelius Watkinson John Scott, Christopher Goodhand & William King who being impannelled Summoned and Sworne to Speake the truth in the premises. (On the backside of a receipt by John Hamilton for accompt of Cap^t James Neale of One hogeshead of tobacco weighing neate three hundred and ninty pounds for the use of M^r Gerard Sly) doe Say Wee of the jury doe find for the plaintiff without forfeiture of the bond with costs of Suite, therefore it is considered by the Court here that the said James Neale recover against the Said John Upgate the full quantity of five hundred twenty foure pounds of tobacco as also the quantity of One thousand twenty foure pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Michael Miller	} William Head late of Kent County otherwise called
ag ^t	
William Head	

William Head } Sumōned to answer unto Michael Miller in a plea that he render unto him the Summe of Six thousand pounds of tobacco which to him he oweth and unjustly deteineth

And whereupon the Said Michael by Kenelm Cheseldyn his At-
torney Saith that whereas the Said William Head the ninth day of
December in the yeare One thousand Six hundred Seventy One
did by his certaine writeing Obligatory Sealed with the Seale of the
Said William here in Court produced whose date is the Same day
and yeare abovewritten acknowledge himselfe to stand and be firmly
bounden unto Michael Miller of the Same County in the true and
just Summe of Six thousand pounds of good Sound merchantable
tobacco in caske due to be paid conveniently in Kent County upon
demand to the which payment well and truly to be made and done
he did bind himselfe his heirs executors administrators notwith-
standing which the Said William though often thereunto required
the Said Summe of Six thousand pounds of tobacco according to
the tenor of the Said bill hath not paid but the same to pay hath
and Still doth altogether deny to the damage of the said Michael the
Value of tenn thousand pounds of tobacco and thereupon he bring
his Suite.

And the Said William by Mathew Ward his Attorney cometh &
defendeth the force and injury when &c and prayeth heareing of the
p. 181 writting aforesaid and it is read unto him he prayeth also heareing
of the Condition of the Said writeing and it is read unto him in
these words The Condition of this Obligation is Such that if the
abovebounden William Head Shall and will at the next Court held